

**1.**  
**In the Court of Sri Santosh Kumar Tiwary**  
**Principal District & Sessions Judge, Sheikhpura.**  
**B.P. No:- 247/2026**  
**State of Bihar vs. Mantosh Kumar.**

Mantosh Kumar, Aged about 22 years  
S/o Shyamkishor Prasad @ Shyamkishor Roy  
R/o Village – Sikandra, P.S. - Barh  
District – Patna.....Petitioner.

**Vs**

The State of Bihar .....Opposite Party.

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For the Petitioner :- Sri Ajoy Kumar, Ld. Advocate.  
For the O. P. (State) :- Sri Uday Narayan Sinha, Ld. P.P.

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**ORDER**

**10.03.2026** Bail petition has been filed on behalf of accused petitioner Mantosh Kumar under custody since 12.12.2025 in connection with Sirari P.S. Case No. 55/2025. The present case has been registered against the accused petitioner for committing the offence U/s. 87 of B.N.S. The present petitioner is also named in the FIR with the allegation that he has committed the alleged offence of kidnapping. Hence, he has moved this bail petition U/s. 483 of B.N.S.S-2023. Trial Court record has been received.

As per written report of informant Babita Devi, prosecution story in brief is that her daughter Karishma Kumari was married a month ago in Nalanda. Her daughter had come to her house, and on 11.06.2025, at about 5 A.M., she left the house and did not return after that. When the informant started searching for her daughter, she came to know that her daughter was already in a love affair with Mantosh Kumar, and Mantosh Kumar lured her daughter Karishma Kumari with the intention of marrying her and had taken her away with him. Informant's daughter also took all the jewellery and her documents from the house.

Learned Advocate for the petitioner has submitted that petitioner is innocent and has not committed any offence as alleged, rather he has been falsely implicated in this case. Earlier, the accused petitioner has not filed any bail petition before this Court or before Hon'ble High Court, Patna. The accused petitioner has a criminal antecedent in the State of Odisha, the number and section of which is not known. No such incident occurred as alleged in the FIR. In fact, the victim, Karishma Kumari, is in love with a man named Sajan Kumar. She has given a statement to this effect on the letterhead of Janaki Devi, Sarpanch of Gram Kachari Raj Chiraiya Rupas. A photocopy of the Gram Kachari letterhead is attached to this bail petition.

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**10.03.2026** Karishma Kumari has categorically refused external or internal medical treatment. The petitioner was arrested from her home on 11.12.2025 and remanded to jail custody on 12.12.2025. The petitioner has been languishing in jail for more than 2.5 months.

Ld. P.P. strongly opposed the prayer for bail of accused petitioner and has submitted that accused petitioner is involved in the alleged offence and there is direct allegation against him that he lured and kidnapped the informant's daughter Karishma Kumari on the pretext of marriage. The victim girl is a minor and her date of birth is 16/10/2008. Investigation is still pending.

Heard the learned Advocate for the accused petitioner as well as Ld. Public Prosecutor and perused the case record. From perusal of record, it transpires that the accused petitioner is main accused and there is direct allegation against him that he lured and kidnapped the informant's daughter Karishma Kumari on the pretext of marriage. From perusal of the case diary, it transpires that witnesses of case diary have fully supported the involvement of accused petitioner in the alleged offence. From perusal of case record, it transpires that the victim girl has been recovered and her statement U/s. 180 B.N.S.S has been recorded by the Police, thereafter her statement U/s. 183 of B.N.S.S. has been recorded by the Ld. A.C.J.M.-II, Sheikhpura. The statement U/s. 183 of B.N.S.S. of victim girl is attached with the Trial Court and the same was opened and perused during the course of hearing of bail petition and after perusal, it was sealed with the seal of the Ld. Principal District and Sessions Judge, Sheikhpura. It is clear from the material available on record that victim is minor girl and her parents arranged her marriage, and she moved to her in-laws' home. After staying there for a few days, she returned to her parents' home. During that time, the accused petitioner started harassing her with phone calls. When the victim girl blocked his number, he started calling from a different number. The accused petitioner asked the victim to come with him, otherwise he threatened to commit suicide. The accused petitioner also demanded her jewelry and other belongings and sent her husband a photo of her, which led to victims's husband beating her. Scared by the threats of the accused petitioner, the victim went away with him taking her jewellery and money. He first took her to his home, then to Odisha, where he was apprehended by the police. From above discussion, it appears that the accused petitioner took the victim girl with him by threatening

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**10.03.2026** and intimidating her, so that he could take advantage of her. From perusal of Trial Court record, it appears that a photocopy of the Class VIII school leaving certificate of the victim girl Karishma Kumari is attached with the record, which shows that date of birth of victim girl is 16.10.2008, she is a minor girl and as per the statement U/s. 183 B.N.S.S the victim girl has alleged serious allegations against the accused petitioner. This is a case U/s. 87 of B.N.S. Investigation is still pending. There is sufficient material against the accused petitioner showing his complicity in the alleged offence. Considering the above facts and circumstances, allegation is serious in nature, gravity of the offence, accused petitioner is sole accused and investigation is still pending, hence at this stage, I am not inclined to enlarge the accused petitioner Mantosh Kumar on bail. The prayer for bail of accused petitioner Mantosh Kumar stands rejected.

Dictated.

Principal District & Sessions Judge  
Sheikhpura.  
10.03.2026

Date of Judgment / order	10.03.2026
Date of Reserving Judgment / order	10.03.2026
Uploading Date	11.03.2026
Uploaded by	Md. Fazal Ahmed